

Chapter 18 Utah State University

Part 1 Agricultural Experiment Station

53B-18-101 Agricultural experiment station.

- (1) There is established an agricultural experiment station in connection with Utah State University.
- (2) The station conducts research as provided by state and federal laws governing the establishment and maintenance of agricultural experiment stations.

Enacted by Chapter 167, 1987 General Session

53B-18-102 Purchases of land -- Equipment -- Personnel.

Utah State University is in charge of the experiment station, and shall purchase or lease suitable lands, erect necessary buildings, provide needed equipment, and appoint officers and assistants to conduct and issue reports on the research conducted at the station.

Enacted by Chapter 167, 1987 General Session

53B-18-103 Cooperative agreements.

The university may enter into cooperative agreements with governmental entities, organizations, corporations, institutions, and individuals to carry out the provisions governing agricultural experiment stations.

Enacted by Chapter 167, 1987 General Session

53B-18-104 Substations.

- (1) The university may establish and maintain substations to assist in conducting the research provided for in Section 53B-18-101.
- (2) The university may discontinue the existence of a substation.
- (3) If a substation is created by legislative enactment, the university is under no obligation to maintain the substation beyond that time for which special appropriations are made by the Legislature.

Enacted by Chapter 167, 1987 General Session

53B-18-105 Climate center.

Utah State University shall establish and maintain a climate center to gather and analyze climatological data for the benefit of all state agencies.

Enacted by Chapter 139, 2003 General Session

Part 2 Agricultural Extension Service

53B-18-201 Agricultural extension service.

There is established by Utah State University an agricultural extension service as provided in the federal Smith-Lever and Capper-Ketchum Acts and other federal laws.

Enacted by Chapter 167, 1987 General Session

53B-18-202 Cooperative contracts for expenses.

The university may enter into cooperative contracts with the United States Department of Agriculture, county or city officers, private and public organizations, corporations, and individuals, to share the expense of establishing and maintaining an agricultural extension service. The county legislative body of each county may provide sufficient funds to insure that the agricultural extension service functions properly in its county.

Amended by Chapter 12, 1994 General Session

53B-18-203 Federal aid for experiment station.

- (1) The governor may apply to the Secretary of the Treasury to obtain any appropriation made by Congress relating to the federal laws referred to in Section 53B-18-204. Whenever the university and agricultural experiment station shall be entitled to any money under these acts or similar acts the university shall execute and file with the Secretary of the Treasury an agreement to expend the money received for the sole and exclusive purpose expressed in such act and in the manner therein directed, and to maintain a farm of at least 25 acres in connection with Utah State University. The university shall also comply with all conditions expressed in the acts.
- (2) The university shall execute and file with the Secretary of the Treasury an agreement relating to the expenditure of funds received under the laws referred to in Subsection (1) that the funds will be used for the exclusive purpose directed in those laws.
- (3) The university shall comply with all conditions expressed in the laws referred to in Subsection (1) in order to receive money under those laws.

Enacted by Chapter 167, 1987 General Session

53B-18-204 Acceptance of federal grants.

The state of Utah reaffirms its acceptance of the grants of money and property authorized by the following Acts of Congress:

- (1) the Morrill Act, approved July 2, 1862;
- (2) an Act of Congress passed March 2, 1887, entitled, "An act to establish agricultural experiment stations in connection with the colleges established in the several states under the provisions of an act approved July 2, 1862, and all acts supplementary to that act";
- (3) an Act of Congress entitled, "An act to provide an increased annual appropriation for agricultural experiment stations and regulating the expenditure thereof," approved March 16, 1906;
- (4) the Purnell Act, approved February 24, 1925;
- (5) "the Smith-Lever Act to aid in the development of the extension work in connection with the agricultural colleges," approved May 8, 1914;
- (6) "the Capper-Ketchum Act, providing for further support of agricultural extension work as conducted by the agricultural colleges," approved May 22, 1928.

Enacted by Chapter 167, 1987 General Session

53B-18-205 State guarantee of federal funds.

The state guarantees all money received under Section 53B-18-204 against loss or misapplication.

Enacted by Chapter 167, 1987 General Session

53B-18-206 Treasurer to receive appropriations.

The treasurer of Utah State University is the officer who receives money appropriated by the Secretary of the Treasury under Sections 53B-18-203 and 53B-18-204.

Enacted by Chapter 167, 1987 General Session

Part 3 Area Education Centers

53B-18-301 Area education centers -- Administration -- Location.

Utah State University shall operate and administer area education centers located at or near Roosevelt and Moab.

Enacted by Chapter 167, 1987 General Session

53B-18-302 Courses offered.

The area education centers shall offer academic courses comparable to those offered in an accredited institution of higher education.

Enacted by Chapter 167, 1987 General Session

Part 4 State Power Plant

53B-18-401 Control and supervision.

Utah State University has general control and supervision of the state power plant in Logan Canyon.

Enacted by Chapter 167, 1987 General Session

Part 5 Nonprofit Corporations or Foundations

53B-18-501 Nonprofit corporations or foundations -- Purpose.

(1) In addition to any other powers which it now has, Utah State University may form nonprofit corporations or foundations controlled by the president of the university and the State Board of

Regents to aid and assist the university in attaining its charitable, scientific, literary, research, and educational objectives.

- (2) The nonprofit corporations or foundations may receive and administer legislative appropriations, government grants, contracts, and private gifts to carry out their public purposes.

Enacted by Chapter 218, 1988 General Session

Part 6

Strengthening At-Risk Youth and Their Families Program

53B-18-601 Program creation -- Location.

- (1) There is created the Strengthening At-Risk Youth and Their Families Program to be administered through the Utah State University Extension Family Life and 4-H Programs.
- (2) The program shall be implemented throughout the state through Utah State University Extension county offices.

Enacted by Chapter 381, 1998 General Session

53B-18-602 Program requirements -- Referrals -- Evaluation.

- (1) The program shall provide services to youth who have demonstrated behavioral and learning problems at school or have been referred to juvenile court for delinquent behavior.
- (2) Youths and their families in need of services may be identified and referred to the program through:
 - (a) school officials;
 - (b) juvenile court officers;
 - (c) community social service agencies; or
 - (d) parents.
- (3) The program shall actively seek and screen adult volunteers to work with high risk youth and their families.
- (4) The program shall provide training and support to the volunteers to prepare them for the wide variety of social, cultural, and other environmental factors they will encounter.
- (5) The volunteers shall:
 - (a) enroll and involve youth in 4-H and other community service and activity programs;
 - (b) provide academic tutoring, with an emphasis on reading skills, when necessary;
 - (c) seek out opportunities for participation in structured recreational activities; and
 - (d) facilitate the families' development of a positive family environment including:
 - (i) setting clear expectations and limits in the home;
 - (ii) fostering communication skills between family members;
 - (iii) encouraging the families' involvement in the school and community; and
 - (iv) assisting in the development of time management skills.
- (6) The program shall provide for an annual assessment and evaluation of the entire program including:
 - (a) assessments conducted on youths and their families before entering the program;
 - (b) documentation of ongoing changes observed in the youths while participating in the program, including behavioral and academic changes;

- (c) assessments conducted on youths and their families upon exiting the program; and
- (d) overall assessment of the program in the various communities, to include:
 - (i) acceptance and support within the community;
 - (ii) availability of sufficient programs and activities; and
 - (iii) availability of qualified adults to serve as volunteers.

Enacted by Chapter 381, 1998 General Session

Part 7

Recreation and Tourism Program

53B-18-701 Recreation and Tourism Program.

- (1) There is appropriated for fiscal year 1998-99, \$150,000 from the General Fund to Utah State University for base budget funding to conduct a program of teaching, research, and extension on outdoor recreation and tourism.
- (2) The university shall establish the program in the Institute of Outdoor Recreation and Tourism in the College of Natural Resources.
- (3) The extension and research program shall focus on at least three areas:
 - (a) tourism and outdoor recreation use;
 - (b) the social and economic tradeoffs of tourism and outdoor recreation for local communities; and
 - (c) the relationship between outdoor recreation and tourism and public land management practices and policies.
- (4) The purpose of the program is to provide:
 - (a) better data for the Legislature and state agencies in their decision-making processes on issues relating to tourism and outdoor recreation;
 - (b) a base of information and expertise to assist community officials as they attempt to balance the economic, social, and environmental tradeoffs in tourism development; and
 - (c) an interdisciplinary approach of research and study on outdoor recreation and tourism, a complex sector of the state's economy.
- (5) The program shall include an office at the university for coordinating interdepartmental research and extension efforts with different agencies and institutions of higher education.

Enacted by Chapter 398, 1998 General Session

Part 8

Center for the School of the Future

53B-18-801 Establishment of the center -- Purpose -- Duties and responsibilities.

- (1) There is hereby established the Center for the School of the Future at Utah State University, hereafter referred to as "the center."
- (2)
 - (a) The purpose of the center is to promote best practices in the state's public education system and encourage cooperative and research development relationships between public and higher education.

- (b) For purposes of this section "best practices" means the best process or system that effectively achieves an educational objective.
- (3) The center has the following duties and responsibilities:
 - (a) to direct its efforts to those education issues judged to be of greatest importance by the State Board of Education, school districts, and their patrons, subject to the availability of funds to sustain its efforts;
 - (b) to coordinate and collaborate with education stakeholders, such as institutions of higher education, the State Board of Education, school districts, parent-teacher organizations, and other public and private educational interests in identifying or developing and then implementing best practices throughout the state's public education system;
 - (c) to contribute to the creation and maintenance of a public education system that continually and systematically improves itself by building upon the most effective education policies, programs, and practices and rejecting those that are less effective;
 - (d) to identify problems and challenges in providing educational and related services to all students in the public schools, including special education students and students at risk;
 - (e) to identify current public and private resources at both the state and national level that are available to resolve problems or overcome challenges within the public education system and seek additional resources as necessary; and
 - (f) to support the implementation of best practices in the public education system through professional development programs and dissemination of information.
- (4) The center in collaboration with the State Board of Education shall:
 - (a) clarify the problems and challenges identified under this section, identify desired outcomes, and agree upon measures of outcomes;
 - (b) prioritize the problems and challenges;
 - (c) identify readily accessible resources to solve problems and challenges, including best practices that could be implemented with little or no adaptation;
 - (d) determine whether new programs or procedures should be developed, and estimate the extent of effort required for that development;
 - (e) determine which existing programs should be eliminated; and
 - (f) assist in implementing solutions, monitoring accomplishments, disseminating results, and facilitating the extension of successful efforts to new settings.

Amended by Chapter 144, 2016 General Session

Part 9

Distance Education Doctorate Program

53B-18-901 Distance Education Doctorate Program.

- (1) The Legislature finds that:
 - (a) many Utah public education administrators are nearing the end of their careers and will retire early in the 21st Century;
 - (b) Utah public schools have many mid-career faculty that could become the next wave of administrators if they were prepared with a doctorate in education degree that emphasized curriculum and instruction;
 - (c) each of Utah's community colleges have several faculty that need a terminal degree and further knowledge in curriculum development and state-of-the-art instructional methodology,

- and these individuals, being mid-career, find it difficult to relocate to a college campus for a traditional program; and
- (d) the state and its students will be better served if faculty and administrators are more knowledgeable about the development of curriculum and the latest instructional methodology based on documented research.
- (2) Therefore, Utah State University shall establish a Distance Education Doctorate Program to accommodate public education administrators and community college faculty and administration.
 - (3) The program shall include the following components:
 - (a) the offering of courses for a doctorate degree in education over the system established under Title 53B, Chapter 17, Part 1, Educational Telecommunications;
 - (b) structuring of the program to make it identical to a regular campus program in rigor and course work; and
 - (c) providing a support system from at least the following five departments at the university:
 - (i) Elementary Education;
 - (ii) Secondary Education;
 - (iii) Business Information Systems and Education;
 - (iv) Industrial Technology; and
 - (v) Agricultural Systems Technology and Education.
 - (4) The university shall augment the program with off-campus summer courses, with those courses eventually being offered over the system established under Title 53B, Chapter 17, Part 1, Educational Telecommunications.
 - (5) The Legislature shall provide an annual appropriation to fund the program established under this part.

Amended by Chapter 63, 2014 General Session

Part 10

Mormon Pioneer Heritage Center

53B-18-1001 Definitions.

As used in this part:

- (1) "Alliance" means the Utah Heritage Highway 89 Alliance.
- (2) "Center" means the Mormon Pioneer Heritage Center.
- (3) "Counties" means the counties of Sanpete, Sevier, Piute, Wayne, Garfield, and Kane.

Enacted by Chapter 23, 2004 General Session

53B-18-1002 Establishment of the center -- Purpose -- Duties and responsibilities.

- (1) There is established the Mormon Pioneer Heritage Center in connection with Utah State University.
- (2) The purpose of the center is to coordinate interdepartmental research and extension efforts in recreation, heritage tourism, and agricultural extension service and to enter into cooperative contracts with the United States Departments of Agriculture and the Interior, state, county, and city officers, public and private organizations, and individuals to enhance Mormon pioneer heritage.

- (3) The center has the following duties and responsibilities:
- (a) to support United States Congressional findings that the landscape, architecture, traditions, products, and events in the counties convey the heritage of pioneer settlements and their role in agricultural development;
 - (b) to coordinate with extension agents in the counties to assist in the enhancement of heritage businesses and the creation of heritage products;
 - (c) to foster a close working relationship with all levels of government, the private sector, residents, business interests, and local communities;
 - (d) to support United States Congressional findings that the historical, cultural, and natural heritage legacies of Mormon colonization and settlement are nationally significant;
 - (e) to encourage research and studies relative to the variety of heritage resources along the 250-mile Highway 89 corridor from Fairview to Kanab, Utah, and Highways 12 and 24, the All American Road, to the extent those resources demonstrate:
 - (i) the colonization of the western United States; and
 - (ii) the expansion of the United States as a major world power;
 - (f) to demonstrate that the great relocation to the western United States was facilitated by:
 - (i) the 1,400 mile trek from Illinois to the Great Salt Lake by the Mormon Pioneers; and
 - (ii) the subsequent colonization effort in Nevada, Utah, the southeast corner of Idaho, the southwest corner of Wyoming, large areas of southeastern Oregon, much of southern California, and areas along the eastern border of California; and
 - (g) to assist in interpretive efforts that demonstrate how the Boulder Loop, Capitol Reef National Park, Zion National Park, Bryce Canyon National Park, and the Highway 89 area convey the compelling story of how early settlers:
 - (i) interacted with Native Americans; and
 - (ii) established towns and cities in a harsh, yet spectacular, natural environment.
- (4) The center, in collaboration with the United States Department of the Interior, the National Park Service, the United States Department of Agriculture, the United States Forest Service, the Utah Department of Heritage and Arts, the Utah Division of State History, and the alliance and its intergovernmental local partners, shall:
- (a) assist in empowering communities in the counties to conserve, preserve, and enhance the heritage of the communities while strengthening future economic opportunities;
 - (b) help conserve, interpret, and develop the historical, cultural, natural, and recreational resources within the counties; and
 - (c) expand, foster, and develop heritage businesses and products relating to the cultural heritage of the counties.
- (5) The center, in collaboration with the United States Department of the Interior, the National Park Service, and with funding from the alliance, shall develop a heritage management plan.

Amended by Chapter 212, 2012 General Session

Part 11

Higher Education Engineering Partnership

53B-18-1101 Higher Education Engineering Partnership.

- (1) Utah State University and Weber State University shall enter into a partnership agreement to jointly deliver a bachelor's degree in electrical engineering to meet the demand for electrical engineers in the state, including the demand at Hill Air force Base.
- (2) The partnership agreement may provide for:
 - (a) a satellite location for the Utah State University electrical engineering program on a Weber State University campus, including the Davis campus; and
 - (b) a curriculum using courses from:
 - (i) Weber State University's electrical engineering technology and general education programs; and
 - (ii) Utah State University's electrical engineering bachelor's degree program and other related programs.

Enacted by Chapter 336, 2007 General Session

Part 12

Comprehensive Regional Universities

53B-18-1201 Utah State University Eastern.

- (1)
 - (a) There is established a comprehensive regional college of Utah State University called Utah State University Eastern.
 - (b) Utah State University shall:
 - (i) possess all rights, title, privileges, powers, immunities, franchises, endowments, property, and claims of the College of Eastern Utah; and
 - (ii) fulfill and perform all obligations of Utah State University Eastern, including obligations relating to outstanding bonds and notes.
- (2) Utah State University Eastern contains campuses in the following locations:
 - (a) Price, Utah; and
 - (b) Blanding, Utah.
- (3)
 - (a) Utah State University Eastern is under the authority and direction of the Utah State University president and Utah State University board of trustees.
 - (b)
 - (i) The governor shall appoint nine individuals to the Utah State University board of trustees with the consent of the Senate.
 - (ii) One of the nine individuals described in Subsection (3)(b)(i) shall reside in the Utah State University Eastern service region.
 - (c) The board shall establish a policy defining the service region.
- (4)
 - (a) Utah State University Eastern shall be administered by a chancellor.
 - (b) The chancellor of Utah State University Eastern is appointed by the president of Utah State University and reports directly to the president of Utah State University.
- (5)
 - (a) The president of Utah State University shall appoint a regional advisory council to advise the president and chancellor regarding local issues relating to the college.

- (b) The chancellor shall provide the Utah State University president with recommendations for the regional advisory council.
- (c) The regional advisory council:
 - (i) shall include the Utah State University Eastern Student Association president; and
 - (ii) may include:
 - (A) residents of the counties in the Utah State University Eastern service region, as defined by board policy; and
 - (B) alumni of Utah State University Eastern.
- (6) Utah State University Eastern is the legal entity that was formerly known as Utah State University - College of Eastern Utah. Utah State University - College of Eastern Utah was the legal entity that was formerly known as College of Eastern Utah.

Amended by Chapter 465, 2013 General Session

Part 13

Veterinary Education Program

53B-18-1301 Veterinary education program -- Partnership agreement.

- (1) With the approval of the State Board of Regents, Utah State University may enter into a partnership agreement with Washington State University to establish a veterinary education program.
- (2) The partnership agreement may provide that:
 - (a)
 - (i) initially, up to 20 Utah resident students and 10 nonresident students may be accepted each year into a four-year program leading to a doctorate in veterinary medicine; and
 - (ii) if resources become available to expand the doctoral program in veterinary medicine, additional Utah resident students and nonresident students may be accepted into the program; and
 - (b) students accepted into the doctoral program in veterinary medicine pursuant to Subsection (2)(a) complete the first and second years of study at Utah State University and the third and fourth years of study at Washington State University.
- (3) Subject to future budget constraints, the Legislature shall annually provide an appropriation to pay for the nonresident portion of tuition for Utah students enrolled at Washington State University under a partnership agreement authorized by this section for the third and fourth years of a doctoral program in veterinary medicine.

Enacted by Chapter 249, 2011 General Session

Part 14

Uintah Basin Air Quality Research Project

53B-18-1401 Uintah Basin Air Quality Research Project -- Report.

- (1) There is created the Uintah Basin Air Quality Research Project to study ozone formation in the Uintah Basin.
- (2) The Utah State University Bingham Entrepreneurship and Energy Research Center shall:

- (a) conduct the Uintah Basin Air Quality Research Project by:
 - (i) developing and improving computer models to simulate ozone formation and determine its cause;
 - (ii) measuring pollutants in the ambient air to:
 - (A) track how emissions are changing over time; and
 - (B) verify the accuracy of computer models; and
 - (iii) characterizing pollutant emissions from various sources; and
- (b) annually report to the Natural Resources, Agriculture, and Environment Interim Committee on the results of the research described in Subsection (2)(a) by no later than November 30 of each year.

Enacted by Chapter 128, 2016 General Session